
Chapter 4

COMMAND PROGRAM MANAGEMENT BRAC ISSUES AFTER OPERATIONAL HRT CLOSURE

SUMMARY OF SPECIFIC HEADQUARTERS COMMAND AND PERSONNEL MANAGEMENT ORGANIZATION RESPONSIBILITIES

Even though bases are being closed, some headquarters commands have safety and health responsibilities that continue until the property is ultimately released, disposed of to public, etc. Close coordination and cooperation among the closing activity, Caretaker Site Office (CSO) and cognizant Echelon 2 Commands Headquarters are essential to ensure personnel receive adequate OSH support. BUMED, OCPIWHROs, and NAVFACENGCOM have the following specific responsibilities:

> BUMED: Continue to provide Occupational Health services to Navy personnel while the base is preparing for operational closure and to the Navy personnel performing caretaker responsibilities while cleaning up environmental contamination and disposing of real estate,

> OCPM/HROs: Continue to provide oversight and assistance to control workers' compensation claim costs per OPNAVINST 12810.1 series.

P NAVFACENGCOM: Continue to maintain an effective safety and health program from operational closure of the facilities/base through any remaining environmental clean up and property transfer. Specific NAVFACENGCOM responsibilities include:

Liability/tort claim prevention due to accidents. In some states, tort claim responsibility is tied to the title holder of real property, regardless of other internal Navy leases, transfer documents and agreements. California is one of those states. NAVFACENGCOM must safely dispose of Navy real property. NAVFACENGCOM must protect the Navy from liability claims involving public visitors, lessees, and contractors due to accidents at closed BRAC bases. Do not allow destruction or contamination of Navy BRAC property from accidents or unsafe lessee operations involving inadequate storage of toxic or flammable materials, etc.

New Facilities - renovation/construction. Properly plan and design new or renovated facilities for new occupancy of relocated Navy employees. Employ system safety analyses and techniques to obtain customer input of hazards that need to be controlled to prevent accidents and illnesses and ensuing workers' compensation claims. Special emphasis is required for adequate industrial ventilation, hazardous material storage, hazardous waste accumulation and

storage, ergonomic work station designs, maintenance hazards, confined spaces, fall protection, etc.

NAVOSH Compliance. NAVOSH requirements continue to apply for Navy personnel performing CSO, field monitoring, or other cleanup/closure duties. Periodic safety and health inspections, investigations of mishaps, providing of personal protective equipment, medical monitoring, etc. as required by OPNAVINST 5 100.23D shall continue.

OSHA Interface. Even though the base is operationally closed, Federal OSHA or individual state OSHA still have jurisdiction to monitor Navy and contractor compliance as explained in OPNAVINST 5 100.23D chapter 11.

OSHA Standards. OSHA 29 CFR 1910.120 requires a contractor safety and health plan, specific training, emergency response capability, etc. EM 385-1-1, required by the Federal Acquisition Regulations (FAR), contains the demolition and construction safety requirements. In addition, contractors are required to provide a specific accident prevention plan and a specific activity hazards analysis required by EM-385-1-1.

Contractor Safety & Health. Properly task and monitor contractors who are hired to cleanup, renovate, or dispose of BRAC designated facilities, to minimize threats to safety and health and/or adverse publicity to the Navy. Keep adequate safety and health data to provide lessons learned and track adverse accident trends. Caretaker Site Offices shall be supported by the NAVFACENGCOM chain of command in the same manner as Resident Officer in Charge of Construction (ROICC) Offices are supported.

Partner with closing activities to provide needed technical facilities safety and health data, plans, and reports. Obtain critical documentation from closing activity to safely close and dispose of property.

Accident Reporting. At closed bases, NAVFACENGCOM will make notification of any serious accident that occurred to any personnel in accordance with OPNAVINST 5 100.23D and OPNAVINST 5 102.1 A, as applicable. NAVFACENGCOM shall investigate serious accidents and provide required accident investigation reports to cognizant commands.

NOTE:

For questions or further guidance refer to Appendix G: Technical Experts/Points of Contact and Appendix H for additional supporting documentation pertaining to BRAC.